

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2009-213-S - ORDER NO. 2009-604  
SEPTEMBER 4, 2009

IN RE: Application of Midlands Utility,	)	ORDER APPROVING
Incorporated for Approval of a Wholesale	)	CONTRACT
Bulk Wastewater Agreement with the Town	)	
of Lexington and Expansion of Service Area	)	

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the Application of Midlands Utility, Incorporated (“Midlands” or “the Company”) for approval of a Bulk Wholesale Wastewater Agreement (“the Agreement”) with the Town of Lexington (“Lexington”).

Currently, Midlands serves approximately five hundred sixty-six (566) residents and/or businesses in and near the Town of Lexington, in Lexington County, South Carolina. The Town of Lexington provides water and wastewater services to its residents and businesses located within its designated wastewater management area and within Midlands’ service area on the 208 Water Quality Management Plan maps on file with the Central Midlands Regional Council of Governments (“COG”). Midlands seeks to enter into an Agreement with the Town of Lexington that, inter alia, allows Midlands to provide collection-only services to its customers located on the parcel of property just east of Interstate 20, and on the north side of U.S. Highway 378 east of the Town of Lexington.

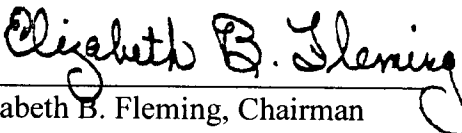
Also, according to the Agreement, Lexington will charge Midlands a wholesale rate for the transportation and treatment of its wastewater. The initial wholesale flat rate of \$3.45 per 1,000 gallons will be charged for wastewater customers.

Pursuant to the instructions of the Commission's Docketing Department, the Company published a Notice of Filing in newspapers of general circulation. No Protests or Petitions to Intervene were received. Accordingly we will consider the matter summarily. Neither Lexington, nor the Office of Regulatory Staff has any objection to approval of the Agreement.

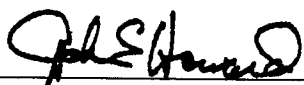
We have examined the Agreement, and hold that approval of the Agreement is in the public interest. The Agreement is hereby approved. The Agreement will allow new sewer services to be provided to a number of customers. We order Midlands to comply with the terms of the Agreement. We also approve expansion of the Company's service territory to encompass the new area as described above

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman

(SEAL)